



U.S. Department
of Transportation

**Research and
Special Programs
Administration**

RSPA-00-7092-13

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BY FACSIMILE

OCT 7 2002

Mr. Robert M. Unthank
Director, Construction Industries Division
Regulations and Licensing Department
State of New Mexico
715 St. Michael's Drive
Santa Fe, NM 87505

PD-22(R), New Mexico Requirements for
Transportation of Liquefied Petroleum Gas

Dear Mr. Unthank:

This confirms our October 4, 2002 telephone call with Ms. Kate Baca of your staff that the Construction Industries Division (CID) may submit a petition for reconsideration of PD-22(R) in two parts in accordance with the following schedule:

October 10, 2002 - submission of a summary statement setting forth each ruling in PD-22(R) that CID wishes RSPA to reconsider (by State statute or code section) and the basis asserted for reconsideration by RSPA (i.e., the specific factual or legal error alleged).

October 30, 2002 - submission of CID's complete petition for reconsideration.

These submissions may be transmitted by facsimile (202-366-7041), and we will place them in the docket. With each of these two submissions, CID must include a certification in accordance with 49 C.F.R. § 107.211(c) that it has mailed a copy of its submission to each person who participated in this proceeding, and those certifications must contain the statement that CID has advised those persons that they may submit comments to DOT's Docket Management System on CID's petition for reconsideration (in the same manner as comments were submitted on ATA's application) within 20 days of their receipt of CID's October 30 submission.

If you have any questions, please call Nancy Machado at 202-366-4400.

Sincerely,

A handwritten signature in black ink, appearing to read "E. H. Bonekemper, III", with a stylized flourish at the end.

Edward H. Bonekemper, III
Assistant Chief Counsel for Hazardous
Materials Safety and Research and
Technology Law

cc: Dangerous Goods Advisory Council
National Propane Gas Association
National Tank Truck Carriers, Inc.
New Mexico Propane Gas Association